

Message Text

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ORIGIN L-02

INFO OCT-01 EUR-12 EA-06 ISO-00 EB-07 DOTE-00 CAB-02 SIL-01

LAB-01 RSC-01 CIAE-00 INR-05 NSAE-00 /038 R

DRAFTED BY L/EB:PRTRIMBLE:LMS

APPROVED BY L/EB:PRTRIMBLE

EB/TT/OA:JSMEADOWS

EUR/WE:WHMARSH

EUR/CE: RDAVIS

EA/PRCM:PTLINCOLN

EUR/IB:WPKELLY

EA/TB:GBROBERTS

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P 202122Z NOV 74

FM SECSTATE WASHDC

TO AMEMBASSY PARIS PRIORITY

AMEMBASSY BONN PRIORITY

AMEMBASSY LISBON PRIORITY

AMCONSUL HONG KONG PRIORITY

AMEMBASSY BANGKOK PRIORITY

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E.O. 11652: N/A

TAGS: EAIR, ELAB, FR, GW, PO, HK, TH

SUBJ: AVIATION: EMPLOYMENT DISPLACEMENT

1. THE U.S. DEPARTMENT OF TRANSPORTATION IS PRESENTLY ATTEMPTING TO ASSESS THE POSSIBLE COSTS INVOLVED IN EMPLOYEE DISPLACEMENT CAUSED IN CERTAIN FOREIGN COUNTRIES IF A PROPOSED EXCHANGE OF AIR ROUTES BETWEEN PAN AMERICAN WORLD AIRWAYS AND TRANS WORLD AIRLINES IS APPROVED. WE HAVE BEEN REQUESTED TO SUPPLY THE FOLLOWING INFORMATION NO LATER THAN NOV. 26, 1974:

A. WHETHER FRANCE, GERMANY, PORTUGAL, HONG KONG, OR THAILAND CAN LEGALLY REQUIRE A UNITED STATES AIR CARRIER HAVING LIMITED OFFICIAL USE

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OPERATIONS IN THOSE COUNTRIES AND EMPLOYING NON-UNITED

STATES CITIZENS THERE TO PROVIDE FINANCIAL BENEFITS TO PERSONS DEPRIVED OF EMPLOYMENT AS A CONSEQUENCE OF DISCONTINUATION OF OPERATIONS BY THE CARRIER IN THOSE COUNTRIES. DETAILS ARE REQUESTED AS TO THE CONTENT OF SUCH LEGAL REQUIREMENTS, IF THEY EXIST, INCLUDING SPECIFICALLY: (1) WHETHER THE PROTECTION IS AFFORDED TO NATIONALS ONLY OF THE HOST COUNTRY EMPLOYED BY THE AIR CARRIER, OR WHETHER IT IS AVAILABLE EQUALLY TO ALL NON-UNITED STATES EMPLOYEES; AND (2) THE ACTUAL EXTENT OF THE PROTECTION AND PARTICULARLY THE MEANS OF MEASURING THE AMOUNT OF COMPENSATION OR OTHER ALLOWANCE WHICH MUST BE PAID, THE TIME OVER WHICH IT MUST BE PAID TO THE DISPLACED EMPLOYEE, AND THE CONDITIONS, IF

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ANY, UNDER WHICH IT CAN BE REDUCED OR TERMINATED ALTOGETHER

B. WHETHER ANY NON-UNITED STATES CITIZEN EMPLOYED BY PAN AMERICAN IN FRANCE, PORTUGAL, AND THE AZORES AND BY TRANS WORLD IN GERMANY, HONG KONG, OKINAWA, AND THAILAND BELONGS TO A LABOR ORGANIZATION WHICH HAS A CONTRACT IN EFFECT WITH THE PARTICULAR AIR CARRIER. WITH RESPECT TO SUCH CONTRACTS, THE FOLLOWING ADDITIONAL INFORMATION IS REQUIRED: (1) THE NUMBER OF EMPLOYEES SUBJECT TO THE CONTRACT; AND (2) THE TERMS OF THE CONTRACT PROVIDING FOR PERSONS DEPRIVED OF EMPLOYMENT AS A RESULT OF DISCONTINUATION OF AIRLINE OPERATIONS IN THE AFFECTED COUNTRY.

C. WHETHER YOU ARE AWARE OF ANY OTHER INFORMATION NOT SPECIFICALLY REQUESTED ABOVE HAVING TO DO WITH COSTS THAT WOULD BE IMPOSED BY HOST COUNTRIES UPON EITHER AIR CARRIER AS A CONSEQUENCE OF DISCONTINUATION OF ITS OPERATIONS IN THOSE COUNTRIES. INGERSOLL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, PERSONNEL, UNEMPLOYMENT, AIRLINES, AIR ROUTES, AIR SCHEDULES
Control Number: n/a
Copy: SINGLE
Draft Date: 20 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: CollinP0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE256126
Document Source: CORE
Document Unique ID: 00
Drafter: PRTRIMBLE:LMS
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740336-0434
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741126/aaaaavzf.tel
Line Count: 93
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: CollinP0
Review Comment: n/a
Review Content Flags:
Review Date: 06 MAY 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <06 MAY 2002 by cunninfx>; APPROVED <20 MAR 2003 by CollinP0>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: AVIATION: EMPLOYMENT DISPLACEMENT
TAGS: EAIR, ELAB, FR, GE, PO, HK, TH
To: PARIS MULTIPLE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005